



UNITED STATES PATENT AND TRADEMARK OFFICE

09-22-04

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United States Patent and Trademark Office  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/817,385	04/02/2004	Stephen P. Fracek JR.	98006/16C1

RECEIVED

JUN 29 2004

CONFIRMATION NO. 2876

23873  
ROBERT W STROZIER, P.L.L.C  
PO BOX 429  
BELLAIRE, TX 77402-0429

FORMALITIES LETTER



\*OC000000013017395\*

Date Mailed: 06/21/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/23/2004 MMEKONEN 00000017 10817385

FILED UNDER 37 CFR 1.53(b)

01 FC:2001  
02 FC:2051

385.00 OP  
65.00 OP

Filing Date Granted

DOCKETED  
BY [Signature] DATE 7/20/04  
FOR ACTION ON FOLLOWING DATES:

1st 7/20/04  
2nd 8/16/04

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch). See Figures(s) 13a, 13b, 15d, 17e, 17h.
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 20a-20h.

The following item(s) appear to have been omitted from the application:

- Figure(s) 16g, 17a, 17b, 20i described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

Applicant is advised that generally the filing fee required for an application is the filing fee in effect on the filing date accorded the application and that payment of the requisite basic filing fee on a date later than the filing date of the application requires payment of a surcharge (37 CFR 1.16(e)). To avoid processing delays and payment of a surcharge, applicant should submit any balance due for the requisite filing fee based on the later filing date being requested when submitting the omitted items(s) and the petition (and petition fee) requesting the later filing date.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabeled drawing figures, is required. A copy of the drawing figures showing the proposed changes in red ink should accompany with any drawing changes. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$450 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Fracek, Stephen P. § ART UNIT NO.: 3713  
SERIAL NO.: 10/817, 385 § EXAMINER:  
FILED: 04/02/2004 § DOCKET NO.: 98006/16C1  
§  
TITLE: Web Linked Database for Tracking §  
Clinical Activities and Competencies §  
and Evaluation of Program §

EV 403 988 363US	CERTIFICATE OF MAIL BY EXPRESS MAIL	September 21, 2004
Express Mail Number		Date of Deposit
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the:		
Assistant Commissioner of Patent		
BOX MISSING PARTS		
Robert W. Strozier	Washington, D.C. 20231	September 21, 2004
		Date of Signature

**RESPONSE TO THE NOTICE TO FILE MISSING PARTS**

Dear Sir:

The Applicant hereby responds to the **Notice to File Missing Parts of the Nonprovisional Application of June 21, 2004** and submits the following documents:

- (1) **Copy of Notice to File Missing Parts of the Nonprovisional Application** included with a check in the amount of \$450 for the filing fee, extension fees and; surcharge;
- (2) **Figures 13 A through Figure 20 I**
- (3) **Post Card.**

The Commissioner is authorized to debit any underpayment or credit any overpayment to Deposit Account 501518.

Respectfully submitted,

Date: September 21, 2004

Robert W. Strozier, Reg. No. 34,024  
Attorney for Applicants